THE HON'BLE SRI JUSTICE P.S.NARAYANA

WRIT PETITION NO.25696 OF 2007

Dated 03-12-2007

Between:

K.Madhusudhan …Petitioner

And

Revenue Divisional Officer
And another …Respondents

THE HON'BLE SRI JUSTICE P.S.NARAYANA

WRIT PETITION NO.25696 OF 2007

O R D E R:

Learned Assistant Government Pleader for Civil Supplies takes notice on behalf of the respondents.

(2) This writ petition is filed seeking a writ of Mandamus declaring the action of the first respondent in passing the suspension orders vide Ref.1660/2007/C, dated 26-11-2007 without conducting enquiry as illegal, arbitrary and against the principles of natural justice and consequently set aside the suspension orders.

(3) Learned counsel for the petitioner would submit that without conducting any enquiry, the impugned order has been passed and hence the same is liable to be quashed.

(4) Learned Assistant Government Pleader for Civil Supplies, however, would maintain that the petitioner is having an effective alternative remedy by way of an appeal.

(5) In the light of the facts and circumstances, this Court is not inclined to express any opinion on the merits and demerits of the case. Let the petitioner invoke the jurisdiction of the competent authority by filing an appropriate appeal in this regard. Except making this observation, no other positive direction can be granted.

(6) The writ petition is disposed of accordingly. No order as to costs.

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P.S.Narayana,J

Dated 3rd December, 2007

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